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5 **UNITED STATES DISTRICT COURT**  
6 **DISTRICT OF NEVADA**  
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8 EVER CALDWELL, )  
9 Plaintiff, ) Case No. 2:12-cv-000458-KJD-GWF  
10 vs. ) **ORDER**  
11 COMPASS ENTERTAINMENT GROUP, LLC, ) Motion to Extend Time to Serve (#24)  
et al., ) Motion for Service by  
12 Defendants. ) Publication (#23)  
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14 This matter comes before the Court on Plaintiff's Motion to Extend the Time for Service  
15 (#24) and to Allow for Service by Publication (#23), filed on July 25, 2012. Plaintiff requests the  
16 Court grant him an additional 120 days to perfect service on Defendants Thomas A. McDonald,  
17 Suzanne M. Labelle, Gregory T. McDonald, Gregory J. McDonald and Jeffrey Kranzdorf.  
18 Plaintiff further requests the Court allow him to serve these individuals by publication because he  
19 alleges they are evading service. In support of his assertions, Plaintiff only provides a personal  
20 declaration, indicating what steps the process server took in an attempt to perfect service.  
21 Generally, the Court is provided with a declaration from the process server outlining the service  
22 attempts. Without a declaration from the process server, the Court will not grant Plaintiff's request.  
23 The Court will therefore deny Plaintiff's motions without prejudice to allow Plaintiff to re-submit  
24 the motions with the attached declaration from the process server. Accordingly,

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**IT IS HEREBY ORDERED** that Plaintiff's Motion to Extend the Time for Service (#24) and Motion to Allow for Service by Publication (#23) are **denied** without prejudice.

DATED this 26th day of July, 2012.

*George Foley Jr.*  
GEORGE FOLEY, JR.  
United States Magistrate Judge